IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

WRIT PETITION NO.5326 OF 2007
(Chandrakant s/o Krishnadas Satpute vs. Chetana Education Society and others)

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders

CORAM : D.D. SINHA AND
SMT. VASANTI A. NAIK, JJ.

DATED : DECEMBER 4, 2007

Heard Shiralkar, learned Counsel for the petitioner, and Shri Kulkarni, learned Counsel for the respondent no.3.

Shri Shiralkar, learned Counsel for the petitioner, states that by order dated 14.6.2007, the Grievance Committee of Rastrasant Tukdoji Maharaj Nagpur University has already considered entitlement of the petitioner and directed Chetana Education Society to make payment to the petitioner an amount of Rs.5,65,641/- within one month from the date of receipt of the order. The learned Counsel for the petitioner has also brought to our notice other

observations made in the order of the Grievance Committee, which read thus :

> "If the Chetana Education Society fails to make payment within stipulated period, the interest @ 18% be charged on the payment of salary."

The order of the Grievance Committee further discloses that the said decision of the Grievance Committee is approved by the Management Council in its meeting held on 4.6.2007 vide Item No. 78 and, therefore, is final, binding and conclusive as per provisions of Section 57 of the Maharashtra Universities Act. It is contended that in spite of decision of the Grievance Committee, nothing has been done by the respondent Management and, therefore, appropriate directions in this regard may be issued.

In the instant case, claim of the petitioner has already been decided by the Grievance Committee and approved by the Management Council. It is, therefore, incumbent on the respondent Management to comply with the said order, if there is no other legal impediment in doing so. This Court has not adjudicated

upon any fresh issue and the issue is already concluded by the Grievance Committee. We expect the competent Body of the University to take action against the respondent Management according to law and procedure applicable in this regard, if order of the Grievance Committee is not implemented and if there is no other legal impediment in doing so. With these observations, the petition is disposed of.

The Registrar (Judicial) is directed to communicate this order to the respondent no.1 Management forthwith.

JUDGE JUDGE

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